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| APPLICATION NO. | FILING DATE | FIRST NAMED INVENTOR | ATTORNEY DOCKET NO. | CONFIRMATION NO. |
|-----------------|-------------|----------------------|---------------------|------------------|
| 10/047,352 | 01/14/2002 | Renji Yang | 0109015/024 | 4868 |

24573 7590 07/19/2005

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| EXAMINER |
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HAYES, ROBERT CLINTON

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| ART UNIT | PAPER NUMBER |
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1649

DATE MAILED: 07/19/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

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| APPLICATION NO./ CONTROL NO. | FILING DATE | FIRST NAMED INVENTOR / PATENT IN REEXAMINATION | ATTORNEY DOCKET NO. |
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EXAMINER

ART UNIT

PAPER

20050715

DATE MAILED:

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Commissioner for Patents

The reply filed on 4/28/05 is not fully responsive to the prior Office action and the new AIPA rules under 37 CFR 1.121(a) and (b) on the proper procedure for submitting amendments to the specification or the claims after March 1, 2001. For example, a complete set of claims with their current status is now required under 37 CFR 1.121(a) or (b). Moreover, a response addressing the rejections made of record in the 20050124 Office action is required. It is noted that a preliminary amendment was submitted on 1/18/05, which was over 2 months after the election of 11/01/04. However, the 1/18/05 preliminary amendment had yet to be scanned into eDAN as of 2/01/05, when Applicant first contacted the Examiner about receiving the 20050124 First Action on the Merits. Accordingly, because the preliminary amendment of 1/18/05 submitted 35 new claims, and changed the breadth/claim limitations of the originally submitted base claims (e.g., which further raises issues of new matter), and because "the entry of the amendment ... would require significant additional time in the preparation of [a supplemental] Office action" over and beyond that already made of record in the 20050124 Office action, entry of the preliminary amendment of 1/18/05 is denied, in accordance with MPEP 714.03(a)III. Resubmission, or new amendments to the claims addressing the rejections made of record, would be appropriate in a complete response to the 20050124 Office action.

Since the above-mentioned reply appears to be bona fide, applicant is given ONE (1) MONTH or THIRTY (30) DAYS from the mailing date of this notice, whichever is longer, within which to supply the omission or correction in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).

Any inquiry concerning this communication or earlier communications from the examiner should be directed to examiner Robert Hayes (Art Unit 1649) whose telephone number is (571) 305-0885.

The examiner can normally be reached on Monday through Thursday, and alternate Fridays from 8:30 AM to 5:00 PM.

Robert C. Hayes, Ph.D.

July 14, 2005

ROBERT C. HAYES, PH.D.
PATENT EXAMINER